



Attorney Docket No. 45858/57315

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Penezina et al.  
U.S.S.N.: 10/646,292 EXAMINER: Not Yet Assigned  
FILED: August 22, 2003 GROUP:  
FOR: POROUS COMPOSITE MEMBRANE AND METHOD FOR MAKING  
THE SAME

\*\*\*\*\*  
CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 12, 2004.

By: 

Sharon Bizokas  
\*\*\*\*\*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

II. COPIES

- a.  X  Submitted herewith is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b.   This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No.  , filed on  . The following references were submitted to, and/or cited by, the Office in the prior application (s) and, therefore, are not required to be provided in this application.

III. CONCISE EXPLANATION OF THE RELEVANCE

(check at least one box)

- a.  X  Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto (concise explanation not required).
- b.   A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c.   The following additional information is provided for the Examiner's consideration:

**FEES**

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)

(check one box)

- a.   within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1). No fee or certification is required.
- b.   within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2). No fee or certification is required.

- c.   X   Before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below, or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):  
(check one box)

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

- a.        No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. §1.17(p).

or

- b.   X   See the certification below. No fee is required.

VI. STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby states that

- a.        each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- b.        no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

c. \_\_\_\_\_ Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.


\_\_\_\_\_ Please charge Deposit Account No. 04-1105 in the amount of \$180.00 for the above-indicated fee. A triplicate copy of this paper is attached.

X No fee is required.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule, with a petition if necessary, and charge the appropriate fee to Deposit Account No. **04-1105**.

Respectfully submitted,

Date: May 12, 2004

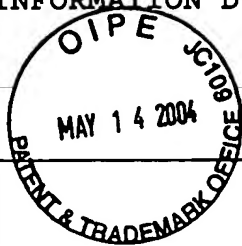


Kathryn A. Piffat, Ph.D., Reg. No. 34,901  
Intellectual Property Practice Group of  
EDWARDS & ANGELL, LLP  
P. O. Box 9169  
Boston, MA 02209  
Tel: (617) 439-4444

Customer No. 21874

FORM PTO-1449

## INFORMATION DISCLOSURE STATEMENT



ATTY DOCKET NO.

45858/57315

SERIAL NO.

10/646,292

APPLICANT(S): Penezina et al.

FILING DATE:  
August 22, 2003

ART UNIT:

## UNITED STATES PATENT DOCUMENTS

EXAM. INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FIL. DATE IF APPR
	AA	5,741,551	4/21/98	Guire et al.	427	407.1	4/23/96
	AB	6,077,698	6/20/00	Swan et al.	435	174	1/2/98

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRAN YES/NO
	BA	WO 88/02623	4/21/88	PCT	A61F	2/5	Yes
	BB	0 326 579 B1	1/11/95	EP	A61L	27/00	Yes
	BC	0 407 390 B1	4/24/96	EP	A61F	2/54	Yes
	BD	0 425 485 B1	10/4/00	EP	A61F	2/02	Yes
	BE	0 585 436 B1	5/3/00	EP	C12N	11/06	Yes
	BE	1,305,068	10/16/87	Canada	204	91.09	Yes
	BG	1,335,721	12/8/88	Canada	204	91.02	Yes

## OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

CA	Hoffman, Letter to the Editor: A general classification scheme for "hydrophilic" and "hydrophobic" biomaterial surfaces, Journal of Biomedical Materials Research, 20:ix-xi (1986)

Examiner:

Date:



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By: Sharon Bizokas  
Sharon Bizokas

\*\*\*\*\*

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the above-referenced patent application are the following documents:

1. Supplemental Information Disclosure Statement (4 pages) and 1449 Form (1 page);
2. References for IDS (10 references);
3. Status Inquiry (2 pages);
4. Change of Address (1 page);
5. This Transmittal Letter (x2); and
6. Return Postcard.

The Commissioner is hereby authorized to charge any excess fees that may be required, or credit any overpayment to Deposit Account No. **04-1105**. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: May 12, 2004

Customer No. 21874

Kathryn A. Piffat, Ph.D.  
Kathryn A. Piffat, Reg. No. 34,901  
Intellectual Property Practice Group of  
EDWARDS & ANGELL, LLP  
P.O. Box 9169  
Boston, Massachusetts 02209  
Tel.: 617.439.4444

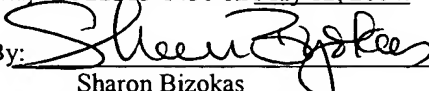
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CHANGE OF ADDRESS

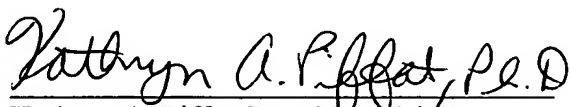
Applicants request that all further communications from the Patent and Trademark Office in connection with the above-referenced application be sent to the following address:

David G. Conlin, Esq.  
Intellectual Property Practice Group of  
EDWARDS & ANGELL, LLP  
P.O. Box 55874  
Boston, MA 02205  
Telephone: (617) 439-4444  
Facsimile: (617) 439-4170

Respectfully submitted,

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Kathryn A. Piffat, Reg. No. 34,901  
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STATUS INQUIRY

More than eight (8) months have passed since:

☒ NEW APPLICATIONS  
the filing of this application on August 22, 2003  
No communication has been received from the Patent and Trademark Office indicating action on this application, except for return postcard.

☐ AMENDED APPLICATIONS  
the filing of an \_\_\_\_\_ on \_\_\_\_\_.  
No further communication has been received from the Patent and Trademark Office.

☐ APPEALED APPLICATION  
The Appeal Brief was filed on \_\_\_\_\_.  
(check and complete applicable items below)

☐ An Examiner's Answer was mailed on \_\_\_\_\_.  
☐ A Reply to the Examiner's Answer was submitted on \_\_\_\_\_.

☐ ALLOWED APPLICATIONS  
the mailing of FORM POL-327 and/or Examiner's Amendment on \_\_\_\_\_.

*NOTE: Status Inquiries should not be submitted for:*

*NEW applications until a reasonable period after the Official Gazette indicates that the filing date of the "oldest new case" awaiting action in the group to which the application is assigned, is subsequent to the filing date of the application, or*

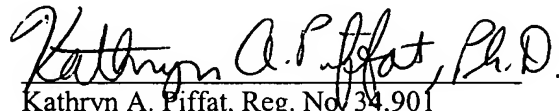


*AMENDED applications within five or six months after the filing of a response to which no reply from the PTO has been received, or ALLOWED applications where a notice of allowance is not received within three (3) months from the receipt of either a Form PTOL-327 or an Examiner's Amendment.*

*See Notice of November 24, 1971 (893 O.G. 810); M.P.E.P. section 203.08, 7th ed.*

Respectfully submitted,

Date: May 12, 2004



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